

**ARIZONA STATE PARKS BOARD  
APACHE JUNCTION CITY COUNCIL CHAMBERS  
NOVEMBER 17, 2010  
MINUTES**

**Board Members Present**

Reese Woodling, Chairman  
Tracey Westerhausen, Vice Chairman  
Walter Armer  
William Scalzo  
Maria Baier  
Alan Everett

**Board Members Absent**

Larry Landry

**Staff Members Present**

Renée Bahl, Executive Director  
Jay Ream, Assistant Director, Parks  
Jay Ziemann, Assistant Director, Partnerships and External Affairs  
Kent Ennis, Assistant Director, Administration  
Monica Enriquez, Executive Assistant  
Ellen Bilbrey, Public Information Officer  
Janet Hawks, Chief of Operations

**Attorney General's Office**

Laurie Hachtel, Assistant Attorney General

**A. CALL TO ORDER - ROLL CALL – Time Certain: 10:00 A.M.**

Chairman Woodling called the meeting to order at 10:06 a.m. Vice Chairman Westerhausen led the audience in a pledge to allegiance. Roll Call indicated a quorum was present.

**B. INTRODUCTIONS OF BOARD MEMBERS AND AGENCY STAFF**

1. **Board Statement** - "As Board members we are gathered today to be the stewards and voice of Arizona State Parks and its Mission Statement to manage and conserve Arizona's natural, cultural, and recreational resources for the benefit of the people, both in our parks and through our partners."

The Board and staff introduced themselves. Mr. Scalzo read the Board Statement.

- C. CALL TO THE PUBLIC** – Consideration and discussion of comments and complaints from the public. Those wishing to address the Board must register at the door and be recognized by the Chair. It is probable that each presentation will be limited to one person per organization. Action taken as a result of public comment will be limited to directing staff to study or reschedule the matter for further consideration at a later time.

Mayor John Insalaco, City of Apache Junction, welcomed the Board and staff to the facility in Apache Junction. He also thanked them for working with the City personnel to keep Lost Dutchman State Park open. He said the Board and staff are welcome to use the facility at any time.

Chairman Woodling thanked Mayor Insalaco and the community in Apache Junction.

Mitzi Rinehart, Friends of Lost Dutchman State Park, spoke on the status of Lost Dutchman State Park. She said there is 25 volunteers that work at Lost Dutchman. They have put a flagpole in and are happy the campsites are being electrified. They continue to have programs at the park to attract visitors including hikes, selling plants and some authors coming to the park. There was also a contest for a Friends of Lost Dutchman logo. There is now a poster and all the work has been put on the poster. The posters are being sold and half of the revenue made will go to the Boys and Girls Club. She gave a poster to the Parks Board members and the Executive Director.

Mark LeResche, Chair, Friends of Lost Dutchman State Park. He said the 1<sup>st</sup> Annual Lost Dutchman State Park Benefit Ride would be held on March 26, 2011. It will be Harley Davidson related but anybody is invited to attend. All registration monies will go directly to Lost Dutchman State Park.

Len Marceau, Bureau of Land Management, Kingman Field Office, spoke in support of the grant extension on agenda item D2. He thanked the Board and staff for the grants they have received. He said it has greatly benefited the public in Mohave County and the Kingman area. He said this is the second grant extension so they are behind but the inventory and signage will be completed. He noted there would not be a travel management plan in 2011.

**D. CONSENT AGENDA** – The following items of a non-controversial nature have been grouped together for a single vote without Board discussion. The Consent Agenda is a timesaving device and Board members received documentation regarding these items prior to the open meeting. Any Board member may remove any item from the Consent Agenda for discussion and a separate vote at this meeting, as deemed necessary. The public may view the documentation relating to the Consent Agenda at the Board's office: 1300 W. Washington, Suite 104, Phoenix, Arizona.

Ms. Westerhausen made a motion to remove agenda items D2, D3 and D4 from the Consent Agenda. Mr. Armer seconded the motion. The motion passed unanimously with Mr. Landry absent.

**1. Approve Minutes of October 20, 2010 Arizona State Parks Board Meeting.**

**5. Consider the Appointment of Justin Swiger Arizona State Parks Law Enforcement Officer** – Staff recommends the Arizona State Parks Board, pursuant to A.R.S. Title 41, Chapter 3 §41-511.09 appoint Park Ranger Justin Swiger an Arizona State Parks Law Enforcement Officer for the protection of the Parks and Monuments against damage and for the preservation of peace therein, upon successful graduation from the Western Arizona Law Enforcement Training Academy on December 17, 2010.

Mr. Scalzo made a motion to approve the Consent Agenda. Ms. Westerhausen seconded the motion. The motion passed unanimously with Mr. Landry absent.

**2. Consider Extending the Project End Date for the BLM-Kingman Field Office, Recreational Trails Program Project, Music Mountain/Crozier Inventory/Signage/Maps** – Staff recommends the Arizona State Parks Board

extend the project end date by 12 months to March 13, 2012 for the Recreational Trails Program Motorized Portion Project, Music Mountain/ Crozier Inventory/ Signage/ Map Development.

Mr. Ziemann said when any grant project is going to go over the indentified project end date typically the project is extended for one year. Staff then encourages the grant recipient to complete the project as soon as possible. The Off-Highway Vehicle Advisory Group (OHVAG) met on November 12, 2010 and is attempting to bring accountability and stringency to these projects that have been delayed. He said OHVAG passed a motion to extend the project for 60 days beyond the scheduled end date and ask the grant recipient to come to the next OHVAG meeting and give a status report with documentation. They would also discuss the ultimate likelihood of the project being completed. Mr. Ziemann said staff embraces that effort toward accountability. He told the Board that the recommendation in the Board packet extends the project for a year but requires the grant recipient to meet with OHVAG and give the status report. Then OHVAG could make a recommendation to the Parks Board based on the information received in the status report.

Chairman Woodling asked for comments from the Board. Mr. Scalzo said he liked the hybrid recommendation because there would be a review process. He said this way would be more efficient for staff, the grant recipient and for OHVAG. This may be a model for future OHVAG grants.

**Bill Scalzo:** I move that the Arizona State Parks Board extend the project end date by 12 months to March 13, 2012 for the Recreational Trails Program Motorized Portion Project, Music Mountain/ Crozier Inventory/ Signage/ Map Development and that the participant within 60 days by May 13, 2011 provide a status report including documentation and attend the next OHVAG meeting to discuss project progress.

Mr. Everett seconded the motion. The motion passed unanimously with Mr. Landry absent.

Ms. Westerhausen asked Mr. Ziemann to clarify what the 60 days represents? Mr. Ziemann answered that May 13, 2011 represents 60 days from when the project was scheduled to end which was March 13, 2011. Ms. Westerhausen asked Mr. Ziemann to clarify the words "the next OHVAG meeting." She said the next OHVAG meeting from November 17, 2010? Mr. Ziemann answered affirmatively.

Mr. Ziemann said the explanation and rationale is identical for the agenda items D3 and D4.

3. **Consider Extending the Project End Date for the Prescott National Forest, Recreational Trails Program Project, Copper Canyon OHV Trail Development** – Staff recommends the Arizona State Parks Board extend the project end date by 12 months to February 8, 2012 for the Recreational Trails Program Motorized Portion Project, Copper Canyon OHV Trailhead Development.

**Wally Armer:** I move the Arizona State Parks Board extend the project end date by 12 months to February 8, 2012 for the Recreational Trails Program Motorized Portion

Project, Copper Canyon OHV Trailhead Development and that the participant within 60 days by April 8, 2011 provide a status report including documentation and attend the next OHVAG meeting to discuss project progress.

Mr. Scalzo seconded the motion. The motion passed unanimously with Mr. Landry absent.

- 4. Consider Extending the Project End Date for the BLM-Safford Field Office, Recreational Trails Program Project, Gila Bend RNCA Inventory/Signage/Map Development** – Staff recommends the Arizona State Parks Board extend the project end date by 12 months to February 8, 2012 for the Recreational Trails Program Motorized Portion Project, Gila Bend RNCA Inventory / Signage / Map Development.

**Tracey Westerhausen:** I move the Arizona State Parks Board extend the project end date by 12 months to February 8, 2012 for the Recreational Trails Program Motorized Portion Project, Gila Bend RNCA Inventory / Signage / Map Development and that the participant within 60 days by April 8, 2011 provide a status report including documentation and attend the next OHVAG meeting to discuss project progress.

Mr. Everett seconded the motion. The motion passed unanimously with Mr. Landry absent.

**E. ANNUAL REPORTS FROM ADVISORY COMMITTEES: TIME CERTAIN: 10:30 A.M.**

**1. Conservation Acquisition Board (CAB)**

There was no representative from CAB in attendance.

**2. Arizona Outdoor Recreation Coordinating Commission (AORCC)**

Jeff Bell, Chair, AORCC gave the report. Mr. Bell said AORCC consists of seven members by statute. One is the Director of Arizona Game and Fish Department, one is the Director of Arizona State Parks. The other five members are appointed by the Governor. Members include Bill Schwinn from the City of Glendale, Jeff Spellman from the City of Phoenix, Devin Rankin from Phoenix and Margaret Nyberg from Lake Havasu City.

Mr. Bell said the role of AORCC is to serve as an advisory capacity to the Arizona State Parks Board by reviewing state outdoor recreation and lake improvement plans, receiving budget proposals for the use of the Land and Water Conservation Fund (LWCF) surcharges and the State Lake Improvement Fund (SLIF) for planning and administration. AORCC also set criteria for the equitable distribution of funding and review applications for eligible projects and recommends funding for each project under the LWCF, SLIF and the Law Enforcement Boating Safety Fund (LEBSF) and certain components of the Heritage Fund.

Mr. Bell said the challenges Arizona State Parks (ASP) has faced this year has changed the role of AORCC this year. This year, instead of reviewing grant applications, AORCC helped the Board and staff to best maximize the agency's budget. He said a long-term sustainable funding solution is needed for ASP.

Mr. Scalzo commented that Mr. Bell is a great asset who provides leadership in the Parks and Recreation field. He said ASP is very fortunate to have people like him on these boards.

Chairman Woodling noted that the Governor appoints the CAB and AORCC committees and the Arizona State Parks Board appoints the following committees. He said each committee will give their report and then the Board will consider the board actions to appoint various members to these committees.

### **3. Arizona State Committee on Trails (ASCOT)**

Kent Taylor, member at large, gave the report. He said ASCOT has 15 members. They are divided between user groups, agency representative and citizens at large. They are allowed eight governmental or trail user groups representative and four citizens at large.

Mr. Taylor said ASCOT had challenges similar to AORCC. The mandated duties are reviewing and recommending trails to the State Trails System, reviewing Heritage Trails Fund Grants and serving as an advisory committee to the Recreational Trails Fund. There were no applications for the State Trails System and there were no Heritage Trails Fund Grants applications to review. He said ASCOT struggles to find ways to assist the Board.

Mr. Taylor said ASCOT does things above the mandate including other trail related items. These include hosting Trails related workshops and conferences and a photo contest. There are trails recommended by ASCOT members on the Parks website. He encouraged the Board to hike these trails.

Mr. Taylor said ASCOT recommended to the Board in the spring that ASP take some of the Recreational Trails Program money that is part of the Federal Highway Fund that is allocated to ASP. Then give the opportunity to communities whose grants were suspended to use the money to finish their projects. There were five communities that took advantage of that.

Mr. Taylor said there is a December workshop scheduled on strategic planning for trails. He said the down economy is a good time to discuss strategic planning. This is a good time to take great strides and ensure that trail opportunities are there for the citizens of Arizona.

He noted that ASCOT's staff liaison, Annie McVay, will be leaving ASP and will be sorely missed by the ASCOT members.

Chairman Woodling then presented Mr. Taylor with a Resolution from the Parks Board thanking him and ASCOT for their work.

## **F. BOARD ACTION ITEM**

- 1. Consider Appointing Members to the Arizona State Committee on Trails (ASCOT)** – ASCOT recommends the Arizona State Parks Board appoint the following members to ASCOT: Ryan Domsalla, Bill Gibson, Daniel Gronseth, Phyllis Rally and Linda Slay to three-year terms; Loren Worthington to a two-year term; and Matt Kalina to a one-year term. Each of these terms will begin on January 1, 2011.

**Tracey Westerhausen:** I move the Arizona State Parks Board appoint the following members to ASCOT: Ryan Domsalla, Bill Gibson, Daniel Gronseth, Phyllis Rally and Linda Slay to three-year terms; Loren Worthington to a two-year term; and Matt Kalina to a one-year term. Each of these terms will begin on January 1, 2011.

Mr. Scalzo seconded the motion. The motion passed unanimously with Mr. Landry absent.

**E. ANNUAL REPORTS FROM ADVISORY COMMITTEES: TIME CERTAIN:  
10:30 A.M.**

**4. Off-Highway Vehicle Advisory Group (OHVAG)**

Mr. John Savino said in the past year the OHVAG was successful in recommending 17 grants that were approved by the Parks Board. He thanked the Board and staff for their work on the sticker fund program. He said there are several issues that need to be addressed and stated them.

Mr. Savino stated the first issue. He said the Off-Highway Vehicle (OHV) industry injects approximately \$2.4 million per year into ASP which amounts to almost 10% of ASP's budget. In the past two years, the OHV staff members have gone from four staff members to one. OHVAG feels this reduction should be reviewed.

Mr. Savino stated the second issue. He said OHVAG would like staff to provide the Parks Board with vacancy nominations in a more timely manner. He said at the quarterly meeting in August, OHVAG recommended approval from the Parks Board on a vacant position left over from the previous year. Four months later staff is just now presenting this information to the Parks Board. He said this makes it difficult for OHVAG to conduct its business and cannot fulfill its quorum obligations. It also sends the wrong message to prospective members and the general public on the commitment ASP has towards the OHV industry.

Mr. Savino stated the third issue. He said OHVAG members get feedback from constituents and they say they are confused. They have asked where the OHV funds are going? What is the status of current projects? What is going on in the OHV industry across the state? With these questions in mind, OHVAG would like to recommend to the Parks Board that the Board instruct staff to provide appropriate staff members to meet with OHVAG in a discussion on awarding funds for a web page and a newspaper specifically dedicated to the OHV industry. OHVAG feels that doing this would provide the vital tool in bridging the gap between the land managers and with federal, state and local agencies. OHVAG requests this action take place prior to OHVAG's next meeting in February 2011 so as to present this Board with OHVAG's findings and recommendations.

Mr. Savino stated the fourth issue. He said OHVAG members have repeatedly asked staff to present the Board with OHVAG's concerns in regards to travel expenses. The OHVAG members are required to travel at their own expense to various locations throughout the state. OHVAG feels these expenses fall under OHV administrative costs that are funds taken from the OHV industry. He asked the Board to instruct staff to allow OHVAG to be reimbursed for travel expenses.

Mr. Savino stated the fifth issue. He said OHVAG members have repeatedly asked staff for permission to use OHV administrative funds to purchase identification cards and

various other apparel to assist in representing OHV, OHVAG, State Parks, various land managers and the general public. OHVAG is requesting the Board instruct staff to allow OHVAG to use OHV funds to purchase these items for its members.

Mr. Savino stated the sixth issue. He said OHVAG feels that for an industry that accounts for nearly 10% of ASP's entire operating budget it should be entitled to representation on the State Parks Board.

Mr. Savino said, in conclusion, that OHVAG members are at a crossroads in the State Parks program. OHVAG is urging the Parks Board to consider its recommendations and request the Board act on them in an expedient manner.

Mr. Westerhausen told Mr. Savino that the statute that sets up the board composition has two members that are members at large. The rest are designated by statute. That could change with the Legislature.

Chairman Woodling told Mr. Savino he hoped staff would address these concerns. Mr. Ziemann said staff would continue to work with OHVAG to address each and every one of these concerns.

Chairman Woodling then presented Mr. Savino with a Resolution from the Parks Board thanking him and OHVAG for their work.

#### **F. BOARD ACTION ITEM**

- 2. Consider Appointing Members to the Off-Highway Vehicle Advisory Group (OHVAG)** – OHVAG recommends the Arizona State Parks Board appoint the following members to OHVAG: Donald French to a three-year term; and John Savino to a second three-year term. Each of these terms will begin on January 1, 2011. Staff also recommends that Rebecca Antle continue to serve on OHVAG until a replacement can be appointed.

**Bill Scalzo:** I move the Arizona State Parks Board appoint the following members to OHVAG: Donald French to a three-year term; and John Savino to a second three-year term. Each of these terms will begin on January 1, 2011. Staff also recommends that Rebecca Antle continue to serve on OHVAG until a replacement can be appointed.

Mr. Everett seconded the motion. The motion passed unanimously with Mr. Landry absent.

#### **E. ANNUAL REPORTS FROM ADVISORY COMMITTEES: TIME CERTAIN: 10:30 A.M.**

##### **5. Natural Area Program Advisory Committee (NAPAC)**

Rebecca Davidson gave the report. Ms. Davidson said natural areas are lands with scientific, educational and aesthetic values by reason of their distinctive natural features and natural resources. NAPAC's mission is to evaluate and recommend natural areas for potential acquisition and to provide management planning review for State Parks. NAPAC also partners to protect, monitor and maintain natural features, biological communities and other resources.

Ms. Davidson said State Parks has three natural areas and two conservation easements for a total of about 32,000 acres. The Verde River Greenway in Yavapai County is in an

exceptional area along the Verde River which is one of the last free flowing rivers. It is home to abundant fish and wildlife and irreplaceable riparian values. The Verde River Greenway is deeply ingrained and incorporated into the community. There are many community events and lots of opportunity for education and community conservation efforts.

Ms. Davidson said San Rafael State Natural Area is a historic ranch with history dating from the late 1800s. This falls at the headwaters of the Santa Cruz River. The Santa Cruz Valley contains several stretches of natural river flow and important riparian grassland habitats as well as unfragmented wildlife migration corridors. It's a unique area with rolling hills, native grasses and punctuated with very unique cienega riparian habitat.

Ms. Davidson said the Sonoita Creek State Natural Area is also a fragile, riparian ecosystem. This protects an endangered fish as well as many other sensitive fish and bird species. It is actually considered a premier birding region in the United States. Although it is relatively small, there are seven distinctive vegetative communities that are present. It is also well integrated in the community. It offers a multitude of opportunities for education and research and monitoring opportunities.

Ms. Davidson said natural areas leverage not only the ecosystems or the watersheds but the leverage the economic sustainability of the same areas. Natural areas that are well integrated into land uses within the surrounding communities can also help foster the economic viability of these communities.

Ms. Davidson said all of the members of NAPAC are natural resource professionals with backgrounds in a wide variety of science and planning areas. Sheridan Stone, Wildlife Biologist from Fort Huachuca, is the current chair. Max Castillo is the Ad-Hoc member with State Parks. The other members include Tom Skinner, recently retired from the Forest Service, Theresa Pinto, project manager from Maricopa County, Rebecca Davidson, Salt River Project, Larry Lane, environmental consultant recently retired from the National Parks Service. She said NAPAC is currently short two members and working to fill those vacant positions.

Ms. Davidson said NAPAC's current efforts include working to complete internal policy guidance document for natural area management. The policy guide is intended to provide an integrated management approach that park managers and staff can utilize to develop vision, goals and direction for the management of natural resources for these natural areas as well as state parks with natural resources where they can be integrated and managed cohesively with other resources. The Score Card is a numerical, prioritization scorecard for candidate natural areas to acquisition. It is being developed as a means to facilitate priority ranking of proposed natural area acquisitions by ASP. NAPAC recognizes that ASP is not in the best fiscal position to acquire new natural areas but NAPAC is still working to finalize the score card so that in the future ASP would be poised to utilize the score card. It provides a numerical, narrative evaluation of properties and is meant to be an advisory tool to assist the Board with its natural areas expenditures.



Ms. Davidson said NAPAC has its eye on the future. They would like to test the prioritization tool and identify and rank candidate natural areas. NAPAC would like to support the development of partnerships and agreements with universities and colleges integrating a framework of research and monitoring, and promoting opportunities for volunteer student participation. In that theme, NAPAC wants to support and promote the research, inventory and monitoring program that is integrated into the state park system to address natural resource monitoring needs that are identified. NAPAC wants to assist ASP with identifying and helping to resolve any conservation issues and management planning issues that are identified.

Ms. Bahl asked if NAPAC would like to recruit new members this year or not. Ms. Davidson answered that NAPAC is short two members. Mr. Ziemann said staff had said that ASP would retain members of NAPAC for the coming year. Sheridan Stone had expressed a willingness to continue to serve. He said if there are potential members that are willing to serve than that is an issue that staff can address when that comes up.

#### **F. BOARD ACTION ITEM**

- 3. Consider Retaining Members of the Natural Areas Program Advisory Committee (NAPAC)** – NAPAC recommends retaining the current NAPAC members for 2011 to continue work on current projects and reconsider the Committee membership and activities in one year.

**Walter Armer:** I move the Arizona State Parks Board retain the current NAPAC members for 2011 to continue work on current projects and reconsider the Committee membership and activities in one year.

Ms. Westerhausen seconded the motion. The motion passed unanimously with Mr. Landry absent.

Chairman Woodling then presented Ms. Davidson with a Resolution from the Parks Board thanking her and NAPAC for their work.

#### **6. Historic Preservation Advisory Committee (HPAC)**

Mr. Vic Linoff gave the HPAC report. He said the past year has been heartbreaking. It has definitely been the most trying year. He thanked the Board and staff for their resiliency, dedication and leadership in finding innovative ways to keep parks alive. He said everyone understands how the sweep of parks fund and the loss of the Heritage Fund decimated so many programs but for HPAC it is particularly troubling because the Heritage Fund has always been the central source of preservation funding in the State of Arizona. With the exception of the State Historic Preservation Office (SHPO) pass through money, there are no other preservation dollars in the State of Arizona. He said it is extraordinarily painful to convey what loss of that revenue means.

Mr. Linoff said he has been part of HPAC since 2001. He has worked closely with the Board and staff on the reorganization of the preservation biannual grant cycle. In the process they forged a much stronger effective alignment between the SHPO and Grants. The first five years after implementation results have proved to be extraordinarily successful. The comments have been overwhelmingly positive from program participants.

Mr. Linoff said what is the future role of HPAC. HPAC exists to advise the Board on matters related to preservation and make recommendations on preservation grants. With the loss of the Heritage Fund dollars, the grant recommending role of HPAC has been suspended. While HPAC looks forward to the days when funding is restored, Mr. Linoff said he would like HPAC to continue to meet to work with the Board and staff to seek ways of overcoming the situation. He suggested that the Board's approved action substitute the word "inactive" with a motion that reads, "To retain the current HPAC members to evaluate and advise the Board about preservation matters in its future within the state parks program."

Mr. Linoff said when it comes to preservation HPAC would like to serve as the Board's "brain trust." He said the current member roster represents some of the best expertise in Arizona Preservation today. He said he is confident that by working collaboratively these challenges could be overcome. New and innovative strategies need to be developed for making parks sustainable and to carry its diverse programs successfully into the future. Because there are few friends at the Legislature, it is going to take many other people and numerous interested groups to come together in a strong alliance with a powerfully united voice to re-establish a permanent, untouchable funding source for state parks. Some of these organizations include the Arizona State Parks Foundation, the Arizona Heritage Alliance, the Arizona Preservation Foundation, local preservation foundations, and local preservation commissions.

Mr. Linoff said HPAC would like to work closely with the Board closely as a partner and be an active part of your efforts to rebuild ASP. Until grant money is restored, HPAC can act in the role of preservation strategist to evaluate and advise on the future preservation as part of ASP's program. Mr. Linoff said HPAC offers their expertise and welcome the opportunity to be a part of strategic planning and to help assure that preservation is a critical component of all discussion in planning.

Ms. Westerhausen asked what the morale on HPAC is? Does HPAC view this as an opportunity for strategic planning. Mr. Linoff answered that obviously morale is bad. However, there is reality energy and excitement towards planning and strategizing on how to create permanent funding sources.

Chairman Woodling asked how many members there are on HPAC. Mr. Linoff answered that there are seven members. Chairman Woodling asked if they are distributed around the state. Mr. Linoff said there is not as much as it should be. He said it is difficult for membership in outlying areas to be filled. He said currently the members are mainly concentrated in Maricopa County.

Chairman Woodling said when staff asked to hold HPAC inactive for one year what was the feeling the committee? Mr. Linoff said HPAC would prefer to be engaged and not be inactive.

**F. BOARD ACTION ITEM**

- 4. Consider Retaining Members of the Historic Preservation Advisory Committee (HPAC) and Hold the Committee Inactive for One Year** – HPAC recommends retaining the current HPAC members as an inactive Committee for 2011 and reconsider the Committee membership and activities in one year.

**Bill Scalzo:** I move the Arizona State Parks Board retain the current HPAC members as an engaged Committee for 2011 and reconsider the Committee membership in one year.

Ms. Westerhausen seconded the motion. Chairman Woodling asked for comments from the Board.

Mr. Everett asked staff if this motion would involve much staff time or resources. Mr. Ziemann said this would not tax staff beyond their ability. He said Mr. Linoff is correct when he said HPAC has tremendous expertise.

The motion passed unanimously with Mr. Landry absent.

Chairman Woodling then presented Mr. Linoff with a Resolution from the Parks Board thanking him and HPAC for their work.

Chairman Woodling asked if someone from the CAB had arrived. No one was in attendance. Mr. Ziemann said the three things the CAB accomplished this year were funding for the natural areas acquisition in the City of Phoenix, City of Scottsdale and Coconino County. They were tremendous successes. The auctions went through. The Board has been invited to look at all of those acquisitions in the future.

**F. BOARD ACTION ITEMS**

- 5. Consider Celebrating Our Partners Through Arizona State Parks Board Resolutions** – Staff recommends the Arizona State Parks Board formally recognize its partners who have supported the agency through financial contributions and/or in-kind support during this economic downturn through Parks Board Resolutions.

**Bill Scalzo:** I move the Arizona State Parks Board formally recognize all Arizona State Parks partners who have supported the agency through financial contributions and/or in-kind support during this economic downturn through Parks Board Resolutions.

Mr. Armer seconded the motion. The motion passed unanimously with Mr. Landry absent.

Ms. Bahl said reminded the Board that just 11 months ago, in January 2010, the Board voted to close 15 parks. There was no other choice because there was no money. Today, five parks are closed instead of 15. Of those 5 parks, two have signed agreements to re-open, so in reality there are just three parks closed. The reasons those other 12 are open are because of the partners and the support. They wouldn't be open otherwise. There was no other solution.

Ms. Westerhausen called each partner to the front of the auditorium to receive their Resolution from Chairman Woodling.

Ms. Westerhausen said the City of Apache Junction is being thanked for their support for Lost Dutchman State Park. There to receive the Resolution was Steve Filipowicz and Jeff Bell from the City of Apache Junction.

Ms. Westerhausen said the Friends of Lost Dutchman State Park is being thanked for their support for Lost Dutchman State Park. There to receive the Resolution was Mark LeResche, Harold and Mitzi Rinehart, Susan Insalaco, John Miller and Hayley Anderson.

Ms. Westerhausen said Sydney Smith is a superstar Junior Ranger and is being thanked for helping to support the entire parks system.

Ms. Westerhausen said Yavapai County is being thanked for their support for Jerome State Historic Park, Fort Verde State Historic Park, Red Rock State Park and Dead Horse Ranch State Park. She said instrumental in those efforts was Supervisor Chip Davis.

Ms. Westerhausen said the City of Cottonwood is being thanked for their support for Dead Horse Ranch State Park. There to receive the Resolution was Mayor Diane Joens, City Manager Doug Bartosh and Utilities Department Administrative Manager Roger Biggs.

Ms. Westerhausen said the Benefactors of Red Rock State Park is being thanked for their support of Red Rock State Park. There to receive the Resolution was Birgit Loewenstein.

Ms. Westerhausen said Graham County is being thanked for their support of Roper Lake State Park. There to receive the Resolution was Supervisor Drew John.

Ms. Westerhausen said the Town of Thatcher is being thanked for their support of Roper Lake State Park. There to receive the Resolution was Mayor Bob Rivera and Terry Hinton.

Ms. Westerhausen said the Friends of Roper Lake State Park is being thanked for their support of Roper Lake State Park. There to receive the Resolution was AnnJi Craig-Wooten, Ron and Roxanne Cheney, Drew John and ERV.

Ms. Westerhausen said the City of Show Low is being thanked for their support of Fool Hollow Lake Recreation Area. There to receive the Resolution was Mayor Rick Fernau and Jason Mangum.

Ms. Westerhausen said the Arizona Historical Society is being thanked for their support of Riordan Mansion State Historic Park. There to receive the Resolution was Leslie Roe, Arizona Historical Society Northern Division Director.

Ms. Westerhausen said the Tombstone Chamber of Commerce is being thanked for their support of Tombstone Courthouse State Historic Park. There to receive the Resolution was Patrick Greene and Patricia Moreno.

Ms. Westerhausen said the Friends of Oracle State Park is being thanked for their support of Oracle State Park. There to receive the Resolution was Cindy Krupicka and Mary Ann Pogany.

Ms. Westerhausen said the Friends of Sonoita Creek State Natural Area is being thanked for their support of Sonoita Creek State Natural Area. There to receive the Resolution was Sally and Jim Lockwood and Ron and Judy King.

Ms. Westerhausen said the Friends of Tonto Natural Bridge State Park is being thanked for their support of Tonto Natural Bridge State Park. There to receive the Resolution was Derek Schreiner and Bill Ensign.

Ms. Westerhausen said the Arizona Game and Fish Department is being thanked for their support of Roper Lake State Park, Fool Hollow Lake Recreation Area, Alamo Lake and Lake Havasu State Park. There to receive the Resolution was Larry Voyles, Director.

Ms. Westerhausen said the Arizona Highways Magazine is being thanked for their support of the entire State Parks system. There to receive the Resolution was Kelly Mero.

Ms. Westerhausen said the Arizona State Parks Foundation is being thanked for their support of the entire State Parks system. There to receive the Resolution was Cristie Statler, Executive Director.

Ms. Westerhausen said the Bashas' Family of Stores is being thanked for their support of the entire State Parks system. There to receive the Resolution was Kristy Nied and Susy Ferra.

- 6. Consider Issuing a Request for Information Regarding Private Management in Arizona State Parks** – Staff recommends the Arizona State Parks Board authorize the Executive Director to prepare and issue a Request for Information to ascertain specific knowledge of private park management companies interests, capabilities and desires regarding the management of portions of the Arizona State Parks system.

Mr. Ennis said enhanced use in the private sector and the operation of parks has been an issue around the country and Arizona has been no exception. Staff is asking the Board to consider issuing a Request for Information regarding private management in Arizona State Parks. He said this is an information gathering exercise. The purpose of this is to gather information from potential concessionaires regarding their interest and capabilities in relation to private operations in the State Parks.

Mr. Ennis said in government, the way you gather this type of information is called a Request for Information or RFI. It is intended to illicit and generate comments and feedback from potential vendors and concessionaires about their interest and how they would approach potential tasks that they would perform. The RFI method is permitted

under state statutes. Staff is now in the process of working as a team to come up with questions that would be put into this document.

Mr. Ennis said staff expects to ask questions about the general experience regarding park management and concessions either in specific or the broader sense of whole park management. The feedback would be the companies experience in these areas. Other questions might be about personnel. Another one might be how do they approach park operations, visitor services, maintenance and development. Also, what is the time limit of their ideas, if any, concerning the transition of either specific or broader concession services that they might offer. What is their typical contract length? What would be the costs of transition to potential private concession? Staff will state in the RFI that capital expenses in the future would not be paid by ASP but be the responsibility of the vendor or concessionaire. Finally, on the financial side, what are their expectations and typical practices with regard to revenue share. What are the savings that they might offer or try to demonstrate? What enhancements to productivity might they demonstrate or want to talk about? Do they have any gross revenue thresholds or expectations?

Mr. Ennis said the goal of staff is to issue this RFI by first week of December. Staff expects to have answers back by the first week in January.

Ms. Westerhausen commented that there a questions to ask might be to, "What do you think only ASP can provide?" She said, for example, law enforcement. Maybe the vendor can do law enforcement to some extent. Mr. Ennis said the list included in the Board report is not inclusive.

Mr. Armer commented that a month for the vendors to fill out these questions is not enough time. Mr. Ennis said that is a legitimate concern. Mr. Armer said he is concerned about the complexity of the questions. Ms. Bahl said that was not staff's intent. She said there are ways to streamline the document. She said staff would look on making the document less onerous such as a check off on some items rather than the vendor having to comment on each item.

Chairman Woodling commented that there is a movement in the United States and definitely in Arizona that state government should be reduced and private enterprise can do a better job in a lot of ways. He said this RFI is going to go out to private enterprises and a group of people who are licking their chops so they can get in more with concessionaires on the State Parks level. He said this Board would be remiss if it didn't make these people go through the hoops. If they want to work with ASP and to eventually get a contract, whether it is a concession at a park or whole park management, then it should be with a company who took the time to fill out these questions. He said he felt this RFI is not going deep enough. If these companies are interested then they will fill out this questionnaire because they want some of the money that the state now gets. He said he wanted this comment left in the minutes.

Ms. Westerhausen said she would like to know if these private companies would expect to use volunteers. If so, how would they plan on retaining the volunteers?

**Alan Everett:** I move that the Arizona State Parks Board authorize the Executive Director to prepare and issue a Request for Information to ascertain specific knowledge of private park management companies interests, capabilities and desires regarding management at Arizona's State Parks.

Ms. Westerhausen seconded the motion. The motion passed unanimously with Mr. Landry absent.

**G. DIRECTOR'S SUMMARY OF CURRENT EVENTS** – The Executive Director may update the Arizona State Parks Board on special events and accolades.

Ms. Bahl said every year ASP celebrates staff who have had a five, ten, 15-year anniversary, etc. with the state or with ASP. We celebrated both 2009 and 2010 with our Phoenix office. She said 48 staff members had some type of anniversary with the state. Of these 48 people, they equal 300 years of service. Of all of the staff, they equal 2,000 years of total state service and over 700 years of ASP service. She said these numbers have gone down with the loss of some staff but ASP still has many dedicated employees.

Ms. Bahl said Bob Frankeberger is one of ASP's architects in the SHPO office. He received an award for his design advice in keeping with the National Historic Preservation Act. The Act is a policy that considers concern for our nation's cultural resources and planning with large infrastructure. He received this for the new Hoover Bypass. It was unexpected.

Ms. Bahl said staff continues to focus on the e-newsletters to get the word out to people through their e-mail address. There are 11,000 on the list and staff work to advertise special events and specials as well.

Ms. Bahl said the Board heard earlier about the Trails program. Recently staff conducted two trails workshops. They aim to increase trails expertise to build capacity and volunteers to assist land management agencies. Both classes were over subscribed. Staff hopes to offer more in the future.

Ms. Bahl said there was a special event at Alamo Lake on November 6, 2010. It was the Star Party. There were over 100 people in attendance to look through. She said one of ASP's Planners, Tye Farrell, put this event together and has taken this on. There is this dark sky event at Alamo each year and another one at Kartchner Caverns each year.

Ms. Bahl said Kartchner Caverns held the 11<sup>th</sup> annual Cave Fest on November 13-14. She said about 80 people attended the lectures and most of them also joined in on a tour.

**H. DISCUSSION ITEMS**

**1. Results of the November Election Affecting Arizona State Parks**

Mr. Ziemann said Propositions 301 (First Things First), 302 (Growing Smarter) and 109 (Wildlife Management) failed. He said Propositions 301 and 302 were really tests of the Voter Protection Act and the protection of the initiative process. Proposition 109 kept Wildlife Management with the Game and Fish Department as opposed to turning those decisions over the Arizona State Legislature.

Mr. Ziemann said the Legislature is in the process of announcing its committee chairs rosters. He said Speaker Kirk Adams and Senate President-Elect Russell Pearce are beginning to fill out their committees. When these committee rosters are finalized, Mr. Ziemann said he would let the Board know.

Mr. Ziemann said in the Senate, the Chair of Senate Appropriations would be Senate-Elect Andy Biggs from the Southeast Valley. The Senate Natural Resources Chair will be John Nelson from the west side of Phoenix. He said in the House, Chair of the House Energy and Natural Resources would be Frank Pratt. He is from Pinal County and attended the opening at Picacho Peak. He said the Chair of the House Appropriations would, once again, be Rep. John Kavanagh.

## **2. Update on Revenue Forecast by Major Fund and Park Visitation**

Mr. Ennis said the Enhancement Fund continues to do well over all. The closure of the Throne Room at Kartchner Caverns has had an impact. Overall, the first four months of the fiscal year, revenues are up 11% and the Enhancement Fund is on forecast.

Mr. Ennis said attendance remains something to be looked at. Staff will now only look at the nine parks that were never closed and the nine open with financial assistance because the others are closed or under the operation of others. Overall for the year, attendance is down 12% for those parks. This is due to numerous reasons including lack of marketing. Staff continues to look at that.

Mr. Ennis said the State Lake Improvement Fund (SLIF) is steady and slightly above forecast. He said the Off-Highway Vehicle (OHV) Recreation Fund revenues are coming in slightly ahead of forecast.

Mr. Ennis said because Proposition 302 failed ASP will continue to earn interest on the Growing Smarter money. He said ASP should earn about \$900,000 for the remainder of this fiscal year by retaining those funds.

## **3. Update on Commission on Privatization and Efficiency (COPE) Report**

Ms. Bahl said at the October 20, 2010 Parks Board meeting, the Board approved the Chairman to sign a letter to send to Governor Brewer and copy the COPE Commission. The letter would talk about the issues that ASP can make. ASP has room to enhance the private sector connection at our parks. ASP has concerns and issues that need to be addressed such as control and tenure of the land. ASP also requested the COPE Commission add someone from the Parks Board to the Commission.



Ms. Bahl said ASP has not received a response yet. She said she will meet with the COPE Chair later in November and will get his input on the RFI to see if he thinks there is anything important to add or address. The COPE Commission is familiar with the next step that ASP is taking.

Mr. Armer said Ms. Bahl might mention the letter to Governor Brewer when she meets with the COPE Chair and maybe he might help push the Governor in the direction of a response.

#### **4. State Parks Operations Status Update**

Ms. Bahl said the first group consists of nine parks - Buckskin Mountain, Catalina, Cattail Cove, Dead Horse Ranch, Fool Hollow Lake, Kartchner Caverns, Lake Havasu, Patagonia Lake and Slide Rock. These are the nine that were never scheduled to close. They continue to do well.

Ms. Bahl said the next group consists of nine parks - Alamo Lake, Fort Verde, Jerome, Lost Dutchman, Picacho Peak, Red Rock, Riordan Mansion, Roper Lake and Tonto Natural Bridge. These are parks that were going to close if not for local community support whether it is a city, county, another state agency, friends group or volunteers. The Board acknowledged these communities earlier at this meeting. These parks are all open and operated by ASP.

Ms. Bahl said the next group consists of five parks - Boyce Thompson Arboretum, Tombstone Courthouse, Tubac Presidio, Yuma Territorial Prison and Yuma Quartermaster Depot. These parks were going to be closed but cities, counties or other entities stepped up to keep them open. These entities are now operating these parks and not ASP but they are open to the public which is what is important.

Ms. Bahl said the next group is two parks that recently solutions were found for and will be opening. The first is Homolovi Ruins State Park. The Hopi Tribe agreed to subsidize the operation to the tune of \$175,000 to keep the park open for twelve months. Staff is working with the Tribe on an appropriate opening date. It will most likely be in the spring probably in March. The park will then be operated by ASP staff. McFarland State Historic Park is the other park in this group. The Town of Florence did sign the agreement. They are going to use the park as their Visitor Center and Main Street headquarters. They plan to have a public re-opening on February 12, 2011. This is also the date of the Town of Florence Historic Home Tour. This park will not have any ASP staff. It will be completely operated by the Town but open.

Ms. Bahl said lastly there are three parks that remain closed. The first one is Lyman Lake State Park. The Board directed staff to put out a Request for Proposal (RFP) to look for operators. Staff is still working with the Bureau of Land Management (BLM) getting their permission through the Solicitor General because ASP has a patent with them there. The second park is Oracle State Park. Ms. Bahl said Oracle State Park is closed. An RFP was put out and ASP did not receive any responders. Staff will meet with the Friends group in a few weeks. They will brainstorm on other solutions. The last park in this category is San Rafael State Natural Area. ASP does not have intentions to open right now.

Mr. Armer asked if there had been further discussion with Border Patrol for San Rafael State Natural Area. Ms. Bahl answered that staff is still talking with Border Patrol and also talking with an individual rancher to see if ASP could expand or add an agreement that way. She said there are two conversations going and ASP just needs one of them to work out.

## **5. Update on State Park Construction Projects**

Mr. Ream said at Buckskin Mountain State Park the new well is completed with 150 feet deep. Staff is well testing right now. That is when staff pumps it for 24 hours to check and see how much product comes out of that well. It is over 100 CFM which is great production. The shoreline stabilization is well under way.

Mr. Ream said at Lost Dutchman State Park construction is still under way on the electrification of the campsites. The total project is expected to cost \$353,580 and that is 25% under budget.

Mr. Ream said at Patagonia Lake State Park the pre-bid meeting was on November 9, 2010 for the electrification of 110 campsites there. The bid documents will be modified a bit and get those out in the very short future.

Mr. Everett asked about Lost Dutchman. He asked when the completion date for construction would be? Mr. Ream answered that it would be completed in this fiscal year. It is likely to be completed in the early spring. Mr. Everett asked if the park is closed. Mr. Ream answered that only the parts of the park that are impacted by the construction are closed. He said, in fact, that attendance and revenue for Lost Dutchman has gone up this summer even with construction going on because staff was reduced and the Friends group helped run the park with volunteers.

## **6. Arizona Highways/Arizona State Parks Partnership**

Ms. Bahl said today ASP recognized Arizona Highways as one of our partners. At the meeting on October 20, 2010, the Board and staff discussed subscriptions. Since Arizona Highways started the promotion (when you subscribe to the magazine, \$5 dollars goes through the Arizona State Parks Foundation to the park of your choice to directly to the Foundation), over 400 subscriptions have already been linked to this raising over \$2,000. She said the Board had a sheet in their packet (Attachment A). It is a spreadsheet that shows the breakout of each park and how much each park has brought in. She said Lost Dutchman and Tonto Natural Bridge are the highest earners so far. The holidays are a great time to give these subscriptions as gifts. She has done it herself and encourages everyone to do so.

Ms. Bahl said the magazine will feature Arizona State Parks in the spring and it will be a great issue. She said subscribe at [arizonahighways.com](http://arizonahighways.com). Give holiday gifts and all yearlong.

Ms. Westerhausen asked what the price is of an Arizona Highways subscription? Ms. Bahl answered \$24. She said \$5 would go to the park of your choice.

Mr. Armer asked if the promotion works with renewals as well? Ms. Bahl answered that about you are able to renew to the magazine and donate to a park when your subscription ends but cannot change your subscription if you are in the middle of your subscription year.

#### **7. Discussion on a Policy for Sponsorships and Donations to Arizona State Parks and Relationship to Arizona State Parks Foundation**

Mr. Ream said ASP staff has begun preliminary work on developing a policy on sponsorship and donation recognition. Staff is currently working from some guidelines approved a couple of years ago. ASP now needs to formalize the policy on recognition. Staff is now researching policies from other entities including National Parks Service, other State Park organizations, and from private non-profit organizations such as National Public Radio (NPR). Staff will be working closely with the Arizona State Parks Foundation on this. This is an important part of ASP's relationship with them and how we recognize these donations. Today staff is seeking the Board's input. This does not have to be today but in the next few months as staff works to develop this policy. He told the Board if they have any ideas, experience or information that it would be appreciated. Staff's goal is to take and gather that information and bring it back to the Board as a draft policy for your consideration.

Chairman Woodling asked about the eleven items on page 32 (Attachment B). He asked if they are already in effect. Mr. Ream answered that they are guidelines brought forth by staff and approved by Executive Staff in 2008 but it has not been brought to the Board.

Chairman Woodling asked if staff is looking for the Board to comment on the various bullet items on page 32. Mr. Ream answered that yes that staff is looking for comments on those items and any other ideas the Board may have.

Chairman Woodling asked if this particular discussion and guidelines is donations to the Arizona State Parks system and not the Arizona State Parks Foundation (ASPF). Mr. Ream answered yes and no. He said there are gifts that come to the ASPF that are direct benefit to ASP. For instance, if \$10,000 is donated in honor of someone and it comes through the ASPF, it might be important for this Board to recognize that gift or donor even though it came from the ASPF.

Ms. Bahl said one of the bullets is roles and responsibilities. She said it is very important that ASP distinguish between the ASP agency role and the ASPF role. That type of question would be answered.

Chairman Woodling said his point is that he does not think ASP should discuss how the Foundation should set up their criteria. Mr. Ream said he agreed but ASP does need to work with them closely on recognizing large donors. He said ASP would not be working on the ASPF criteria but ASP's criteria as it affects the ASPF.

Ms. Westerhausen suggested staff look at the Phoenix Zoo and the Desert Botanical Gardens policies. Mr. Ream said that is the kind of thing staff is looking for and will add it to the list.

Mr. Armer commented that sometimes people donate parcels of land that ASP might not want for any number of reasons. He said a good policy might be to insist that a Phase I Environmental Impact Study be done on any potential parcel at the expense of the person donating the parcel. Otherwise ASP might end up with some potential problems.

Mr. Ream said if the Board had any other thoughts to email them to the Mr. Ream or Ms. Bahl and they would forward them to the staff committee working on this policy.

**8. Update on Litigation Cases, including the Lawsuit involving an Easement at Spur Cross, the Lawsuit involving the Death at Lake Havasu and the Lawsuit involving Injury at Catalina State Park.**

Ms. Hachtel said she would update the Board on three cases that involve ASP. She said this is informational only. If the Board has particular questions then they could be discussed in Executive Session at a future meeting.

Ms. Hachtel said the first case is Vertes vs. Maricopa County. Assistant Attorney General Monique Coady has been handling this matter on behalf of the Board. This is the Spur Cross litigation. This litigation involved a neighboring landowner who was seeking to require the State and Maricopa County to provide access across the conservation land.

Ms. Hachtel said the status is that the state and Maricopa County had filed motions for summary judgment to end the case and they were granted. The case has been dismissed. The Court granted those motions finding that the landowner failed to include a necessary party which is the Town of Cave Creek and that public lands are not subject to action for a private way of necessity. She said that case is now over.

Ms. Hachtel said the second matter is Evans vs. State. She said this case involved a 14-year-old boy who had been swimming at Lake Havasu State Park and became ill and died as a result of an amoeba that was in the water. The boy accidentally snorted the amoeba up his nose. That case was dismissed with prejudice. That means the case cannot be refiled. That ruling was based on the small chance of that actually occurring.

Ms. Hachtel said the last case to bring to the Board's attention is Lopez vs. City of Tempe. She said this case involves a young woman who was with a youth group hiking at Catalina State Park. The woman was laid down on the hot dirt and as a result she sustained third degree burns and other injuries. The status of that case is that a settlement is anticipated. It may come by the end of November 2010. The State would most likely be dismissed as part of that settlement.

**I. TIME AND PLACE OF NEXT MEETING AND CALL FOR FUTURE AGENDA ITEMS**

1. In order to plan the Parks Board meetings and activities for 2011, staff recommends that the Board meetings be scheduled for the following dates. Executive Sessions will begin at 9:00 a.m. Public Sessions will begin at 10:00 a.m.

January 12, 2011	Election of officers
February 23, 2011	
March 30, 2011	
May 11, 2011	
June 22, 2011	Budget discussions
September 14, 2011	Grant awards
October 26, 2011	Strategic Planning
November 30, 2011	Advisory Committee
	Appointments

Chairman Woodling said the date of the next Parks Board meeting is January 12, 2011. He said this would include the election of officers.

2. Board members may wish to discuss issues of interest to Arizona State Parks and request staff to place specific items on future Board meeting agendas.

Chairman Woodling asked Board members for any other items that they wished to appear on a future agenda. There were no comments from the Board.

## J. ADJOURNMENT

Mr. Armer made a motion to adjourn. Ms. Westerhausen seconded the motion. The motion passed unanimously with Mr. Landry absent at 12:54 p.m.

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Pursuant to Title II of the Americans with Disabilities Act (ADA), Arizona State Parks does not discriminate on the basis of a disability regarding admission to public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the acting ADA Coordinator, Nicole Armstrong-Best, (602) 542-7152; or TTY (602) 542-4174. Requests should be made as early as possible to allow time to arrange the accommodation.

APPROVED:

*Reese Woodling*

Reese Woodling, Chairman

*Renée E. Bahl*

Renée E. Bahl, Executive Director